

**STATE OF CALIFORNIA
DEPARTMENT OF INSURANCE
45 Fremont Street, 21st Floor
San Francisco, California 94105**

RH04039144

April 12, 2005

NOTICE OF AVAILABILITY OF REVISED TEXT

On October 18, 2004, the Insurance Commissioner issued a Notice of Proposed Rulemaking regarding the fiduciary duties insurance salespeople owe consumers. The regulation would add Article 5.9 to Title 10, Chapter 5, Subchapter 1 of the California Code of Regulations.

PUBLIC COMMENT INVITED

The Commissioner has changed sections 2184.1 – 2184.4 of the proposed regulation, and added section 2184.5. These changes sufficiently relate to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action. Accordingly, pursuant to California Government Code section 11346.8(c), the Commissioner is making these changes available for public comment.

A copy of the proposed sections to be revised, with the proposed changes clearly indicated, will be available for public comment and inspection for at least 15 days before the proposed action is adopted. Deletions are indicated in strikethrough; additions are underlined. This document may be inspected between the hours of 9:00 a.m. and 4:00 p.m., by arrangement with the contact person listed below.

SUBMISSION OF WRITTEN COMMENTS

The attached document shows the revised text. Written comments on the revisions must be received by the below contact person, at the below address, no later than **5:00 p.m. on May 2, 2005**. The Department of Insurance encourages the transmission of written comments in Word™ or PDF format by E-mail to tomashoffj@insurance.ca.gov. The Department will promptly acknowledge receipt of comments sent by E-mail.

CONTACT PERSON

Written comments in response to this Notice and questions regarding this Notice should be directed to:

Jon Tomashoff, CPCU, Senior Staff Counsel
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AUTOMATIC MAILING:

A copy of this notice, with the text of the proposed regulation as revised, has been sent to all persons who testified or submitted written comments at the public hearing, all persons whose comments were received during the public comment period, all persons who requested copies of information regarding the regulation, and all persons who requested notification of the availability of such changes.

JOHN GARAMENDI
Insurance Commissioner

/s/

By:
Jon Tomashoff
Senior Staff Counsel
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